

13281

121703

BIRCH, STEWART, KOLASCH & BIRCH, LLP

INTELLECTUAL PROPERTY LAW

8110 GATEHOUSE ROAD
SUITE 100 EAST
FALLS CHURCH, VA 22042-1248
USA

(703) 205-8000
FAX: (703) 205-8050
(703) 698-8590 (G IV)

e-mail: mailroom@bskb.com
web: http://www.bskb.com

OTHER OFFICES:

CARLSBAD, CALIFORNIA
COSTA MESA, CALIFORNIA
LOS ANGELES, CALIFORNIA

SENIOR COUNSEL:
JOSEPH A. KOLASCH

SCOTT L. LOWE
PAUL C. LEWIS
RICHARD J. GALLAGHER
MARYANNE ARMSTRONG, A.H.D.
KECIA J. REYNOLDS
KALPANA REDDY
ESTHER H. CHONG
CATHERINE M. VOISINET*
EUGENE T. PEREZ
CAROLYN T. BAUMGARDNER*
MARTIN R. GEISSLER*
J. ALISON GRABELL*
T. BENJAMIN SCHROEDER, PH.D.
PERCY L. SQUARE
HYUNG N. SOHN
CLINT A. GERDINE
CRAIG A. McROBBIE
WILLIAM F. NIXON*
DANIEL K. DORSEY
MATTHEW T. SHANLEY

REG. PATENT AGENTS:
FREDERICK R. HADREN
MAKI HATSUMI
GARTH M. DAHLEN, PH.D.
ROBERT E. GOOZNER, PH.D.
KRISTI L. RUPERT, PH.D.
SUSAN W. GORMAN, PH.D.
ROBERT W. DOWNS
CHAD J. BILLINGS
CHRISTINE V. CASTILLO
CARL T. THOMSEN
JASON W. RHODES
SAM BHATTACHARYA
BRADLEY C. FACH

Date: December 17, 2003

Docket No.: 2091-0299P

OF COUNSEL:
HERBERT M. BIRCH (1905-1996)
BERNARD L. SWEENEY*
ELLIOT A. GOLDBERG*
WILLIAM L. GATES*
EDWARD H. VALANCE
RUPERT J. BRADY (RET.)*
F. PRINCE BUTLER
FRED S. WHISENHUNT (RET.)
JAMES W. HELLWEGE
QUENTIN R. "Rick" CORRIE
ROBERT F. GNUSE
DAVID R. MURPHY
ROBERT M. ASHEN*
MICHAEL R. CAMMARATA

*ADMITTED TO A BAR OTHER THAN VA.

MS PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a continuation divisional
 continuation-in-part application under 37 C.F.R. § 1.53(b) of
 pending prior Application No. 09/641,816 filed on August 18,
 2000, the entire contents of which are hereby incorporated by
 reference, by

Hideyuki SAKAIDA

for

METHOD, APPARATUS, AND RECORDING MEDIUM FOR PROCESSING IMAGE DATA
 TO OBTAIN COLOR-BALANCE ADJUSTED IMAGE DATA BASED ON WHITE-
 BALANCE ADJUSTED IMAGE DATA (AS AMENDED)

1. Enclosed is an application consisting of specification, claims, declaration and drawings/photographs (if applicable).

17510 USPTO
10/36574

121703

2. The filing fee has been calculated as follows:

			LARGE ENTITY	SMALL ENTITY
	BASIC FEE		\$770.00	\$385.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	10-20 =	0	x 18 = \$0.00	x 9 = \$0.00
INDEPENDENT CLAIMS	4-3 =	1	x 86 = \$86.00	x 43 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$290.00	+ \$145.00
		TOTAL	\$856.00	\$0.00

3. A check in the amount of \$856.00 to cover the filing fee and recording fee (if applicable) is enclosed.

4. Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.

5. Enclosed is/are five (5) sheet(s) of formal drawings and/or photographs.

6a. A statement claiming small entity status was filed in prior Application No. 09/641,816 on _____. See the attached copy of the statement claiming small entity status.

6b. The current application qualifies for small entity status.

7. The prior application is assigned to Fuji Photo Film Co., Ltd., 210 Nakanuma, Minamiashigara-shi, Kanagawa-ken, Japan.

8. A Preliminary Amendment is enclosed.

9a. Priority of Application No(s). 11-231215 filed in Japan on August 18, 1999 and 2000-173245 filed in Japan on June 9, 2000 is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on August 18, 2000.

9b. Priority of International Appln. _____ filed on _____ under the Patent Cooperation Treaty and _____ Application No. _____ filed in _____ on _____ under 35 U.S.C. § 120 and/or § 119 are hereby reclaimed.

10. An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.

11. Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000
or
Customer No. 02292

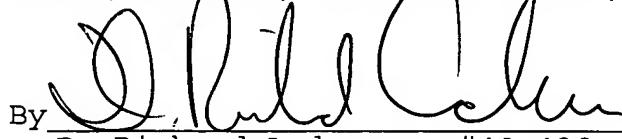
12. An extension of time for _____ () month(s) until _____ has been submitted in parent Application No. 09/641,816 in order to establish co-pendency with the present application.

13. Also enclosed herewith is the following:

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
D. Richard Anderson, #40,439

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

Attachment(s)